

Senate Resolution 1282

By: Senator Balfour of the 9th

A RESOLUTION

1 Creating the Senate Annexation Study Committee; and for other purposes.

2 WHEREAS, the adjustment of municipal boundaries through annexation continues to be a point
3 of contention between counties and municipalities; and

4 WHEREAS, annexation may be appropriate in some instances and inappropriate in other
5 circumstances but current law does not specify when annexation is or is not appropriate; and

6 WHEREAS, annexation laws were first written in the 1960's and 1970's prior to the 1976
7 constitutional amendment that granted counties that same power to provide services that
8 municipalities provide; and

9 WHEREAS, in urban and urbanizing counties, where counties provide urban-type services in
10 addition to traditional county services, the potential for problems and conflicts resulting from
11 annexation related to land use, revenue and service delivery increases significantly; and

12 WHEREAS, under current law, municipalities have unilateral power to decide whether or not
13 to annex property proposed for annexation; and

14 WHEREAS, municipalities are not required by law to accommodate any negative impacts from
15 annexation on counties or unincorporated citizens; and

16 WHEREAS, there is a clear need to review current annexation law and consider ways of
17 addressing negative impacts of annexation on other governmental entities including school
18 districts and citizens balanced against the benefit of annexation to municipalities.

19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE that there is created the Senate
20 Annexation Study Committee to be composed of 11 members. The Senate Committee on
21 Assignments shall appoint five members of the Senate as members of the committee and shall

1 designate one of such members as chairperson. In addition to legislative members, the study
2 committee shall also include three representatives from the Association County
3 Commissioners of Georgia and three representatives from the Georgia Municipal Association
4 all of whom shall be appointed by the presidents, directors, or commissioners of their
5 respective organizations. The chairperson shall call all meetings of the committee.

6 BE IT FURTHER RESOLVED that the committee shall undertake a study of the conditions,
7 needs, issues, and problems mentioned above or related thereto and recommend any actions
8 or legislation which the committee deems necessary or appropriate. The committee may
9 conduct such meetings at such places and at such times as it may deem necessary or convenient
10 to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the
11 objective and purpose of this resolution. The legislative members of the committee shall
12 receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia
13 Annotated. Except as otherwise provided in this resolution, all funds necessary to carry out
14 the provisions of this resolution shall come from funds appropriated to the Senate. The
15 expenses and allowances authorized by this resolution shall not be received by any member of
16 the committee for more than five days unless additional days are authorized. In the event the
17 committee makes a report of its findings and recommendations, with suggestions for proposed
18 legislation, if any, such report shall be made on or before December 1, 2006. The committee
19 shall stand abolished on December 31, 2006.